

Sec. 8. EFFECTIVE DATE. Sections 1, 3, and 6 of this Act, being deemed of immediate importance, take effect upon enactment.

Approved April 9, 1992

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## CHAPTER 1044

### SHERIFFS' FEES IN GARNISHMENT PROCEEDINGS

*H.F. 52*

**AN ACT** relating to sheriffs' fees in garnishment proceedings.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Rule of civil procedure 258, Iowa court rules, third edition, is amended to read as follows:

258. EXECUTION – DUTY OF OFFICER. An officer receiving an execution must execute it with diligence. ~~He~~ The officer shall levy on such property of the judgment debtor as is likely to bring the exact amount, as nearly as practicable. ~~He~~ The officer may make successive levies if necessary. ~~He~~ The officer shall collect the things in action, by suit in ~~his~~ the officer's own name if need be, or sell them. ~~He~~ The officer shall sell sufficient property levied on and garnish sufficient funds, or property of sufficient value, to satisfy the execution, paying the proceeds, less ~~his~~ the officer's own costs, to the clerk.

Sec. 2. Section 639.35, Code 1991, is amended to read as follows:

#### 639.35 MONEY PAID CLERK.

~~All money~~ Money attached by the sheriff, or coming into the sheriff's hands by virtue of the attachment, shall ~~forthwith be paid over, less the sheriff's costs, to the clerk, to be by the~~ The clerk retained till the further action of shall retain the money until directed otherwise by the court.

Approved April 9, 1992

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## CHAPTER 1045

### EMPLOYMENT SECURITY

*H.F. 2008*

**AN ACT** amending and repealing obsolete provisions of the Iowa employment security law.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 96.5, subsection 1, paragraph h, Code Supplement 1991, is amended by striking the paragraph.

Sec. 2. Section 96.5, subsection 3, unnumbered paragraph 1, Code Supplement 1991, is amended to read as follows:

If the division of job service finds that an individual has failed, without good cause, either to apply for available, suitable work when directed by ~~the employment office or the division~~ or to accept suitable work when offered that individual; ~~or to return to customary~~

self-employment, if any. The division in co-operation with the employment office shall, if possible, furnish the individual with the names of employers which are seeking employees. The individual shall apply to and obtain the signatures of the employers designated by the division on forms provided by the division; unless, however, the employers may refuse to sign the forms. The individual's failure to obtain the signatures of designated employers, which have not refused to sign the forms, shall disqualify the individual ~~from further~~ for benefits until requalified. To requalify for benefits after disqualification under this subsection, the individual shall work in and be paid wages for insured work equal to ten times the individual's weekly benefit amount, provided the individual is otherwise eligible.

Sec. 3. Section 96.9, subsection 7, Code Supplement 1991, is amended by striking the subsection.

Sec. 4. Section 96.19, subsection 18, Code 1991, is amended by striking the subsection.

Sec. 5. Sections 96.22, 96.30, 96.33, and 96.34, Code 1991, are repealed.

Approved April 9, 1992

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## CHAPTER 1046

### HEALTH CARE COVERAGE — FIBROCYSTIC CONDITION

*H.F. 2033*

**AN ACT** relating to all state-regulated third-party payors providing health care coverage or service by prohibiting an exception or exclusion of benefits solely based upon the diagnosis of a fibrocystic condition.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. **NEW SECTION. 514C.7 PROHIBITION ON RESTRICTING COVERAGE IN CERTAIN INSTANCES INVOLVING A DIAGNOSIS OF A FIBROCYSTIC CONDITION.**

Notwithstanding the uniformity of treatment requirements of section 514C.6, a third-party payor as defined in that section shall not deny or fail to renew, or include an exception to or exclusion of benefits in, a policy or contract of individual or group accident and sickness insurance solely based upon an insured being diagnosed as having a fibrocystic condition.

Sec. 2. **APPLICABILITY.** This Act applies to policies, contracts, or plans delivered or issued for delivery on or after July 1, 1992, and to existing policies, contracts, or plans on their next anniversary or renewal date, or upon expiration of the applicable collective bargaining contract, if any, whichever is later.

Approved April 9, 1992